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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/997,960	11/29/2001	Bhupesh Gupta	AUS920011025US1	4916

7590 03/07/2005
Volel Emile
P.O. Box 202170
Austin, TX 78720-2170

EXAMINER

BASEHOAR, ADAM L

ART UNIT	PAPER NUMBER
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2178

DATE MAILED: 03/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/997,960

Applicant(s)

GUPTA, BHUPESH

Examiner

Adam L Basehoar

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 29 November 2001.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-24 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 19 November 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date 11/29/01.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

1. This action is responsive to the communications: The application and IDS filed on 11/19/01.
2. Claims 1-24 are pending in the case. Claims 1, 7, 13, and 19 are independent claims.

Claim Rejections - 35 USC § 101

3. 35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

4. Claims 1 and 13 are rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter. The language of the claims raises a question as to whether the claim is directed merely to an abstract idea that is not tied to a technological art, environment or machine which would result in a practical application producing a concrete, useful, and tangible result to form the basis of statutory subject matter under 35 U.S.C. 101. Thus the claims need to be amended to be considered tangibly embodied under 35 U.S.C 101.

Claim Rejections - 35 USC § 103

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person

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having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 1-24 are rejected under 35 U.S.C. 103(a) as being unpatentable over Microsoft FrontPage, 12/31/99, Screen Shots pp. 1-7 in view of Khan (US-6,546,393 04/08/03).

-In regard to independent claims 1, 7, 13, and 19, FrontPage claims a method, apparatus, and a computer program product for web management comprising:

creating a copy of links to files (pp. 3: "Copy") stored in a first sub-folder (pp. 2: "Sub-Folder 1" stores link to file "new_page_2.htm) and storing (pp. 4: "Paste") the copy of links to files in a second sub-folder (pp. 5: "Sub-Folder 2" stores copied files in Sub-Folder 1). FrontPage does not specifically teach wherein the links to files were bookmarks. Kahn teaches a bookmark management system wherein bookmarks were also known as links or shortcuts (column 14, lines 44-48). It would have been obvious to one of ordinary skill in the art at the time of the invention, for the links to files in FrontPage to have been considered bookmarks, because Kahn teaches that bookmarks were notoriously well known in the art to include the above mentioned links or shortcuts to files (column 14, lines 44-48).

-In regard to dependent claims 2, 8, 14, and 20, Khan teaches marking said copy as having been originated from said first sub-folder (pp. 6: i.e. copy of "new_page_2.htm" was shown to have originated from said first sub-folder by residing within "Sub-Folder 1").

-In regard to dependent claims 3, 9, 15, and 21, Khan teaches when the second sub-folder was accessed (pp. 6) the bookmarks originally stored therein (pp. 6: "reqdtoc.htm" and

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“status.htm”) and the copy (pp.6: “new_page_2.htm”) are displayed in a distinguishing manner (i.e. Separated by the “Sub-Folder 1” Heading).

-In regard to dependent claims 4, 10, 16, and 22, Khan teaches wherein the distinguishing manner includes displaying the copy under a title (pp. 6: copy of “new_page_2.htm” displayed under the title “Sub-Folder 1”).

-In regard to dependent claims 5, 11, 17, and 23, Khan teaches wherein the title was the name of the first sub-folder (pp.6: Title Name is “Sub-Folder 1”).

-In regard to dependent claims 6, 12, 18, and 24, Khan teaches wherein the distinguishing manner includes being able to highlight the copy (pp. 7: “new_page_2.htm” is highlighted).

Conclusion

7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

US-6,832,350	12-2004	Bates et al.
US-6,195,657	02-2001	Rucker et al.
US-6,032,162	02-2000	Burke
US-6,631,496	10-2003	Li et al.

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Web Definition, "highlight", 09/01/96, pp. 1-2,

<http://www.webopedia.com/TERM/H/highlight.html>

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Adam L Basehoar whose telephone number is (571)-272-4121.

The examiner can normally be reached on M-F: 7:00am - 4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Steve Hong can be reached on (571) 272-4124. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

ALB


STEPHEN HONG
SENIOR PATENT EXAMINER